

Serial No. 46175

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office SEP 28 1982

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_ Map filed SEP 28 1982 under 46174

The applicant Robert E. and Caroline A. Hartman

Fish Lake Valley of via Tonopah  
Street and No. or P.O. Box No. City or Town

NV 89049 hereby make application for permission to change the  
State and Zip Code No.

Point of Diversion and Place of Use of a Portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 34918, Certificate 9421  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.03 CFS  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 3, T. 2 S., R. 35 E.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.B.&M., or at a point from which the SW Corner of said Sec. 3 bears  
distance to a section corner. If on unsurveyed land, it should be stated.

S 2<sup>0</sup> 26' W a distance of 1280 feet.

6. The existing permitted point of diversion is located within NW $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 34, T. 1 S., R. 35 E.,  
If point of diversion is not changed, do not answer.

M.D.B.&M., or at a point from which the NW Corner of said Se. 34 bears

N 2<sup>00</sup>' W a distance of 1145.7 feet.

7. Proposed place of use SEE ATTACHED  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use all in Sec. 34, T. 1 S., R. 35 E., M.D.B.&M. 0.63 ac. in the  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
SW $\frac{1}{4}$ NW $\frac{1}{4}$ , 10.44 in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ , 8.21 ac. in the SW $\frac{1}{4}$  NE $\frac{1}{4}$ , 1054 ac. in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ ,  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

10.30 Ac. in the NE $\frac{1}{4}$ SW $\frac{1}{4}$  40.12 acres total

9. Use will be from Jan. 1 to Dec. 31 of each year.  
Month and Day Month and Day

10. Use was permitted from Jan. 1 to Dec. 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Install pivot sprinkler systems  
State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$30,000

13. Estimated time required to construct works 3 Yr.

14. Estimated time required to complete the application of water to beneficial use..... 5 Yr.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be comingled with water under applications to

change other of the applicants rights.

By s/Bruce L. Rice

Bruce L. Rice

P.O.Box 642

Bridgeport, CA. 93517

Compared js/bl js/bc

Protested

# APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 34918, Certificate 9421 is issued subject to the terms and conditions imposed in said Permit 34918, Certificate 9421 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The place of use of Permits 46174, 46175, 46176, 46177 and 46178 is limited to 124.95 acres within the SW $\frac{1}{4}$ , Section 3, T.2S., R.35E., M.D.B.&M.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The acreage being stripped of water rights by this permit from Permit 34918, Certificate 9421 consists of 0.63 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ ; 10.44 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ ; 8.21 acres in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ ; 10.54 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ ; and 10.55 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$  all in Section 34, T.1S., R.35E., M.D.B.&M., for a total of 40.37 acres.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 0.03 cubic feet per second, but not to exceed a

yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or sources.

Work must be prosecuted with reasonable diligence and be completed on or before November 25, 1987

Proof of completion of work shall be filed before December 25, 1987

Application of water to beneficial use shall be made on or before November 25, 1989

Proof of the application of water to beneficial use shall be filed on or before December 25, 1989

Map in support of proof of beneficial use shall be filed on or before December 25, 1989

Completion of work filed JAN 15 1988 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed NOV 17 1989 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed NOV 17 1989 my office, this 25th day of November

Certificate No. 13670 Issued JUL 16 1993 A.D. 1985

## PROPOSED PLACE OF USE

30.2 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 3, T.2S., R.35E., MDB&M30.2 " " NE $\frac{1}{4}$ SW $\frac{1}{4}$ , " " " "34.35 " " SW $\frac{1}{4}$ SW $\frac{1}{4}$ , " " " "30.2 " " SE $\frac{1}{4}$ SW $\frac{1}{4}$ , " " " "

124.95 Acres Total

10

11

12

13